

COUNCIL MINUTES
FEBRUARY 11, 2015

The City Council held a meeting on Wednesday, February 11, 2015, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Maile Wilson; Councilmembers: Ron Adams; John Black; Paul Cozzens; Don Marchant; Fred Rowley.

STAFF PRESENT: City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; City Recorder, Renon Savage; Finance Director Jason Norris; Police Chief Robert D. Allinson; Fire Chief Mike Phillips; Economic Development Director Danny Stewart; Economic Development Coordinator Cameron Christensen; Water Superintendent Robbie Mitchell; Project Engineer Jonathan Stathis.

OTHERS PRESENT: Frank Vasquez, Dani Snot, Tiffany Scovill, Neisha Bell, Lacey Cooper, Lindsey Larsen, Jeff Lowe, Riley Wilson, Kaleigh Bronson, Shannon Avance, Linda Yuan, Scott Jolley.

CALL TO ORDER: Pastor Bob Sharp of Trinity Lutheran Church gave the opening prayer; the pledge of allegiance was led by Councilmember Black.

AGENDA ORDER APPROVAL: Councilmember Adams moved to approve the agenda order; second by Councilmember Black; vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF COMMENTS: ■Rowley – I would still like to see the concern on Old Hwy 91 worked out. ■ Cozzens – I need to revisit the parking on 100 West by Evans'. We need to leave a few spots open, but move down further down the street. I drove by there and people are already angle parking. I would like to revisit that. I regret my vote last week. Rick – if most want it to come back we will bring it back next week. Cozzens – Kit has heartburn with Mr. Evans not having adequate parking, we could say that he pay for any restriping. We need to investigate that. ■Mayor – yesterday with Danny we went to an EDC Utah Meeting and we were able to speak with a lot of individuals and make great contacts with Economic Development in the State. From there we went to the Capital to help with the Summer Games \$50,000 ongoing money. They were supportive of the request. Donna Law and John Westwood had earlier done a presentation and they were receptive. We also had the Chili Dip last weekend and it was a success, thank you to everyone that participated. ■Black – can we get a report on Syberjet. ■Chief Phillips – tomorrow at the north end of the runway the Fire Department will do a controlled burn of the old cottonwood trees that need to be taken care of and we need training. ■Business Update – Danny Stewart/Cameron Christensen: Danny – it has been a while since I met with Syberjet, Rick, Mayor and I met with them the end of the year. I have talked with Phil Schmidt, he is still on schedule, and the date we have been given is late spring. I will get with Chuck and check on the progress. Rowley – I see they have moved soil. What

about metal fabrication company? Danny – their timeframe has been slowed, they said don't worry we still look good. They have contacted myself and GoEd.

Our business update tonight, Cameron will update with the website to make it easier for the new businesses. Cameron – Danny and I have been working hard to recruit new businesses. We want to make a one stop shopping website for businesses. Exhibit "A" was reviewed. It is broke into Restaurant, Retail and Manufacturing so each know what they need to do. Rowley – I suggest that we give a reference to the sign ordinance. Cameron – that is in Restaurant, Retail and Manufacturing areas. We are working on the sign ordinances. Black – under additional resources Scott Jolley is still listed. Scott – I will field questions until they have a replacement. Rowley – it may be good to move the Mayor's newsletter to the front of the page. Rick – we have an intern working on a few projects, one is with Pete Sury for industrial users to know what they need to do for pretreatment, to get his presence out there. Black – that is a great help. Danny – the booklet we are designing, it will also be linked on here. We will correct any errors. If you get feedback, please let us know. Black – how long has it been up? Cameron – 2 to 3 weeks. ■ Youth Council Report on Legislative Day: Youth Mayor Kaleigh Bronson, Youth Treasurer Riley Wilson. Kaleigh - we had a great time at Legislative Day. Envision Utah Youth Council Meeting, Riley and I have the opportunity to work on that council for the future of Utah, Education, Transpiration and Air Quality, we learned a lot about that. We had dinner with the Legislators; we had our guest speaker Terry Bradshaw, former Quarterback for the Pittsburg Steelers, he was very lively. We talked about transportation and economic development issues. We met with Senator Vickers and Representative Westwood. Riley Wilson – we had a tour of the capital, went to a youth legislative meeting to discuss a bill about civic test for graduation that may be implemented and mail in voting. We both spoke in those and voted on the bill, it did not pass, it was a tie. They used information for the legislature. We met some of the administrators when touring the capital. Kaleigh – overall, every member of the youth council got to go; we talked with other youth councils on things we may want to implement in the future. You will be seeing the effects of the information in the future. We have pictures on our Facebook page. Black – it is refreshing to feel that our future is in good hands. Can they set with Danny to get the youth perspective on Economic Development. Marchant – I am impressed, you are very engaging and it is good to see you involved in the State. We commend you for representing us so well. Mayor – I met with Shannon and the Youth Council would like to do a service project event once a month, they are very involved. Marchant – can we get a quarterly report? Kaleigh – yes.

PUBLIC COMMENTS: ■ There were no comments.

CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED JANUARY 14, 20 & 28, 2015; (2) APPROVAL OF BILLS DATED FEBRUARY 9, 2015; (3) APPROVE THE PURCHASE OF A NEW JOHN DEERE 410L BACKHOE IN THE AMOUNT OF \$65,704.00 – ROBBIE MITCHELL; (4) APPROVE THE PURCHASE OF A CAT 305.5E2C3T MINI EXCAVATOR IN THE AMOUNT OF \$62,034.00 – JEFF HUNTER; (5) APPROVE A CONTRACT WITH AWI FOR INTERNET SERVICE AT THE FIRE STATION – CHIEF MIKE PHILLIPS; (6)

APPROVE THE APPOINTMENT OF MARK LEAVITT TO THE AIRPORT BOARD – MAYOR WILSON:

Rowley – a question on the bills, L3Communications, vehicle, VCR repair Liquor enforcement \$13,000. Chief – it is the server for the video recorders in our car so we can store and have it available for prosecution. It is wireless. Rowley – how far back is data stored? Chief – I can't answer that right now. We delete after 90 days if not for Court. Rowley - The Cedar High Resource Officer car is missing paint. Chief – they don't get miles as much as the patrol cars, the School District pays for ½ of that car, it has not been replaced yet.

Councilmember Black moved to approve the consent agenda items 1 through 6 as written above; second by Councilmember Cozzens; vote unanimous.

CONSIDER A BUDGET REALLOCATION FOR THE 400 NORTH/I-15 WATERLINE REPLACEMENT PROJECT – JONATHAN STATHIS:

Jonathan – no new information, the bids will come in Friday, we will present those next week.

Councilmember Rowley moved to approve the budget reallocation for the 400 North/I-15 Waterline project; second by Councilmember Adams; vote unanimous.

CONSIDER AN ORDINANCE AMENDING THE PROVISIONS OF THE CEDAR CITY SUBDIVISION ORDINANCE (CHAPTER 32) – PAUL BITTMENN/KIT

WAREHAM: Black – the lot behind another, if the same individual didn't put the gate up, is there anything to force the gate. Also crossing non ownership property to a subdivision, can we make them do the entire road improvement? Kit – we can make any modifications you want to at this point. Black – I know it would put a lot onto a developer. Rowley – let's pass what we have and work on those at another time.

Councilmember Cozzens moved to approve the ordinance amending the Subdivision Ordinance (Chapter 32); second by Councilmember Black; roll call vote as follows:

Ron Adams	-	AYE
John Black	-	AYE
Paul Cozzens	-	AYE
Don Marchant	-	AYE
Fred Rowley	-	AYE

CONSIDER A RESOLUTION PARTICIPATING WITH THE LEAGUE OF CITIES AND TOWNS IN EVALUATING TRANSPORTATION FUNDING – RICK HOLMAN:

Councilmember Marchant moved to approve the resolution to participate with the League of Cities and Towns in evaluating transportation funding;

Rowley – it looks like political powerless and only when the gas price goes down do we tackle this when we know the price will be back up. Black – can you explain if that is participation with the Salt Lake Chamber? Rick – it does not and I would recommend that we not do that. It may give us information. I think we do need to look at the gas tax,

I don't think the local option is the proper method; I think it is a state problem. Black – would this have any merit in holding it until the Legislature votes? Rick – the League is anxiously engaged and it says we want the Legislature to do something. Rowley – if we pass this the money gets bogged down in air quality control, it looks like we are taking more from our folks. The .25 cent would go to the City or County. Rick – that is what we are proposing to get the proportionate share like we do with C-road money now. Rowley – the gallons sold in the City would go to a big pot and re-divided or we get every gallon of gas purchased in the City. Rick – if that is the method they use. Local entities, counties and cities get 30%. If they use cents per gallon we hope they allocate the increase as they do now. If it is on a percentage, I am not sure how they will allocate. Cozzens – I did some research with the State Auditor. No sales tax to the gas at the pump the retailers would go crazy and people would complain about tax on tax. Mayor – the Legislature is going back and forth on which way to go. Marchant – I still think we need to be able to give input and this is a way we can do that in joining with the Utah League of Cities and Towns. I don't want an increased tax, but there are some things we need to take action for. Nothing has been determined. I feel like we need to have our voices heard.

The motion was seconded by Councilmember Adams; vote as follows:

AYE: 3
NAY: 2 – Rowley and Cozzens
ABSTAINED: 0

CONSIDER AN ORDINANCE RELATED TO ANGLE PARKING - KIT

WAREHAM/PAUL BITTMENN: Paul – last week the folks from the Senior Citizen Center came in to ask for angle parking. We have established 3 or 4 over the past few years. We would like to put them in the ordinance book. Marchant – I thought through this, and by doing a U-turn it is more hazardous than perpendicular parking. Rowley – I agree with Mr. Marchant. If there is a way to make them perpendicular, they are doing it now, but to do the other negotiating, I would like them perpendicular instead of angle. Black – Kit said it would work. Kit – I looked at it and it would take less room to do perpendicular, you would only have to replace the bike lane. Black – will we have to accommodate any more ADA parking on the street? Kit – I don't know. Paul – what they have painted is not enforceable, they have the correct widths, but painting does not do anything. Black – was that not for drop off only? Paul – yes. Black – will they have to black the blue out and put it elsewhere?

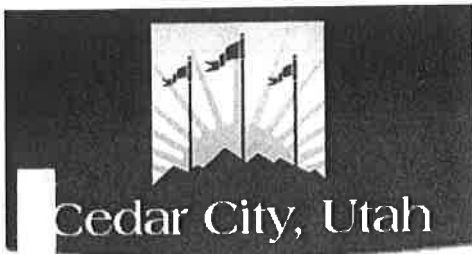
Paul – there are two components, change the ordinance book to get all angle parking in one spot and if you want to tweak to put it perpendicular.

Councilmember Black moved to approve the ordinance related to angle parking and including perpendicular parking in front of the Senior Citizen Center; second by Councilmember Marchant; roll call vote as follows:

Ron Adams	-	AYE
John Black	-	AYE
Paul Cozzens	-	AYE
Don Marchant	-	AYE
Fred Rowley	-	AYE

ADJOURN: Councilmember Marchant moved to adjourn at 6:15 p.m.; second by Councilmember Cozzens; vote unanimous.


Renon Savage, MMC
City Recorder



How to get your Business Started

So you want to start or move your business here to Cedar City?

First, let us say thank you for choosing Cedar City and that you couldn't have picked a better place, here are some reasons why.

Second, what is your business type? Each business has there own list of requirements and this page is to assist you in streamlining your business application process to help you get your business up and running faster.

Restaurant

- Restaurants must complete a Pretreatment Application to ensure all requirements and codes will be met. Please complete the application and once processed, you will receive a phone call to schedule an appointment to inspect your restaurant and make sure it is up to code. For questions regarding the application, please contact Peter Sury at (435)867-9426 or spete@cedarcity.org. For additional information, please click here or you can visit the Southwest Utah Public Health Department.
- Restaurants and all other businesses are subject to sign ordinances. Depending on where your business is located, it is subject to different ordinances. We recommend that you discuss signs ordinances with Larry Palmer, the Chief Building Official and Zoning Administrator. He can be contacted at (435)865-5117 or plarry@cedarcity.org.

Retail

- Cedar City has a wide variety of locations to choose from for your retail shop. However, depending on your location and what type of retail shop your are operating, you may be subject to specific ordinances. Chapter 23 of the City Ordinances may be able to answer questions you may have.
- Water is always a concern because of where Cedar City is located. We **strongly** recommend that you discuss your water needs with Peter Sury, Pretreatment Coordinator. He can be reached at (435)867-9426 or spete@cedarcity.org. For more information on water, water conservation, water waste management, visit the Public Works website.
- Retail and all other businesses are subject to sign ordinances. Depending on where your business is located, it is subject to different ordinances. We recommend that you discuss signs ordinances with Larry Palmer, the Chief Building Official and Zoning Administrator. He can be contacted at (435)865-5117 or plarry@cedarcity.org.

Manufacturing

- Like retail, there are several areas that can cater to your specific needs. Whether you are looking for an existing building or want to build to suit; Cedar City has plenty of options that will best serve your manufacturing needs. Additionally, Cedar City has a dedicated area that is properly zoned for manufacturing called Port 15 Utah.
- Water is always a concern because of where Cedar City is located. We **strongly** recommend that you discuss your water needs with Peter Sury, Pretreatment Coordinator. He can be reached at (435)867-9426 or spete@cedarcity.org. For more information on water, water conservation, water waste management, visit the Public Works website.

Finally, below are some questions/tips to ensure you are ready to operate in Cedar City.

1. Begin looking at available properties.
2. Once you have selected your location, we **strongly** recommend that you set up an appointment with Larry Palmer (435-865-5117 or plarry@cedarcity.org), Chief Building Official and Zoning Administrator. He will be able to let you know if your desired location is zoned for your business along with any other additional information/ordinances that your business may be subject to (i.e. signs). For more information about zoning, visit the Engineering website.
3. Have you registered your business name with the state? If not, click here to get started. Additionally, the same website can give you your Employer Identification Number (EIN) or also know as Federal Tax Identification Number from the IRS and help you gain coverage for your Unemployment Insurance. You may also receive your Sales and Use Tax License or Use Tax Only from the Utah State Tax Commission. If you wish to print and complete the sales tax application, you can click here.
4. After you have received all the necessary identification numbers and other required items, you are now ready to complete a business application for Cedar City. Click here to download and complete it. Once complete, please bring it in to the Cedar City Main Office located at 10 North Main Street, Cedar City, UT 84720. If you have questions regarding the license, you may contact Renon Savage at (435)865-5106 or srenon@cedarcity.org.
5. If you are opening a restaurant, you are required to complete the Pretreatment Document, regarding grease and other restaurant obligations.

Additional Resources

1. We recommend you set up an appointment with Joni Anderson or Craig Isom with the SUU Business Resource Center. They will be able answer any additional questions you may have regarding your business and the start up process (i.e. financing, marketing, business planning, growing your business, etc) allowing for you to hit the ground running with your business.
2. The Cedar City Chamber of Commerce may be a valuable resource to you. Scott Jolley is the President & CEO; he would be more than happy to discuss with you the benefits of joining the Chamber and resources they are capable of giving you. Scott can be contacted at (435)586-4484 or director@infowest.com. To read about the benefits and the Chamber itself, please visit the Chamber's website.
3. If you have any other questions, please look at the FAQs to see if it has been answered or visit Chapter 23 of Cedar City's Business Regulation Ordinances.